

Civil No. B 069450

IN THE COURT OF APPEAL FOR THE STATE OF CALIFORNIA

SECOND APPELLATE DISTRICT, DIVISION _____

CHURCH OF SCIENTOLOGY INTERNATIONAL,)

Plaintiff and Respondent,)

vs.)

GERALD ARMSTRONG,)

Defendant and Appellant.)

[Los Angeles Superior
Court No. BC 052395]

COURT OF APPEAL - SECOND DIST.
FILED

OCT 20 1992

ROBERT N. WILSON

Clerk

JAYDEE HILBURN

Deputy Clerk

NOTICE OF DELAY IN THE FILING OF
THE REPORTER'S TRANSCRIPT

RECEIVED

OCT 24 1992

HUB LAW OFFICES

Ford Greene
State Bar No. 107601
HUB LAW OFFICES
711 Sir Francis Drake Blvd.
San Anselmo, CA 94960-1949
Telephone: (415) 258-0360

COPY

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4 Attorney for Appellant
5 GERALD ARMSTRONG

6
7 IN THE COURT OF APPEAL FOR THE STATE OF CALIFORNIA
8 SECOND APPELLATE DISTRICT, DIVISION _____
9

10 CHURCH OF SCIENTOLOGY INTERNATIONAL,)	No. B 069450
11 Plaintiff and Respondent,)	[Los Angeles Superior
12 vs.)	Court No. BC 052395]
13 GERALD ARMSTRONG,)	NOTICE OF DELAY IN THE
14 Defendant and Appellant.)	FILING OF THE REPORTER'S
15 _____)	TRANSCRIPT

16 TO: THE PARTIES, THE LOS ANGELES SUPERIOR COURT, AND THE CLERK OF
17 THE COURT OF APPEAL

18 DECLARATION OF FORD GREENE

19 FORD GREENE declares:

20 1. I am an attorney licensed to practice law in the Courts
21 of the State of California and am the attorney of record for
22 GERALD ARMSTRONG, appellant herein and defendant below.

23 2. On July 30, 1992, ARMSTRONG filed his notice of appeal
24 in Los Angeles Superior Court of the grant of a preliminary
25 injunction notice of which was ordered to be, and was, given on
26 June 5, 1992.

27 3. On August 5, 1992, ARMSTRONG filed in Los Angeles
28 Superior Court his Notice to Prepare Reporter's Transcript and

1 deposited the fee required therefor. (A true and correct copy of
2 said notice is attached hereto and incorporated herein by
3 reference as Exhibit A.) Pursuant to California Rule of Court 4
4 (a) the reporter's transcript should have been completed on
5 September 4, 1992.


6 4. I am informed and believe and allege thereon that the
7 Los Angeles Superior Court Civil Appeals Unit had been unable to
8 locate the file until September 18, 1992 at which time a Notice to
9 Reporters/Monitors To Prepare Transcript On Appeal issued and was
10 filed below. (A true and correct copy of said notice is attached
11 hereto and incorporated herein by reference as Exhibit B.)

12 5. I am further informed and believe and alleged thereon
13 that the Reporter's Transcript of the hearing on respondent's
14 motion for a preliminary injunction will be complete on or about
15 October 26, 1992.

16 6. Appellant will file his opening brief, in the event that
17 no extension to so is sought and granted, within 30 days after the
18 filing of the reporter's transcript pursuant to California Rule of
19 Court 16 (a)

20 Under penalty of perjury pursuant to the laws of the State of
21 California I hereby declare that the foregoing is true and correct
22 according to my first-hand knowledge, except those matters stated
23 to be on information and belief, and as to those matters, I
24 believe them to be true.

25 Executed on October 13, 1992, at San Anselmo, California

26
27 
28 FORD GREENE

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Pacific Palisades, CA 90272
(213) 459-4745

Attorneys for Defendant
GERALD ARMSTRONG

ORIGINAL FILED
AUG 05 1992
LOS ANGELES
SUPERIOR COURT

SUPERIOR COURT OF THE STATE OF CALIFORNIA

IN AND FOR THE COUNTY OF LOS ANGELES

RECEIVED

AUG 10 1992

CHURCH OF SCIENTOLOGY)
INTERNATIONAL, a California)
not-for-profit religious)
corporation;)

No. BC 052395

HUB LAW OFFICES

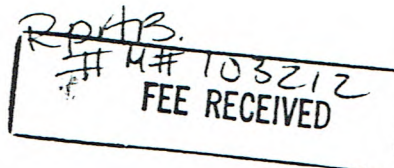
NOTICE TO PREPARE REPORTER'S
TRANSCRIPT

Plaintiffs,

vs.

GERALD ARMSTRONG; DOES 1
through 25, inclusive,

Defendants.



TO: ALL INTERESTED PARTIES AND TO THEIR ATTORNEYS OF RECORD AND
TO THE COURT REPORTER OF THE SUPERIOR COURT:

PLEASE TAKE NOTICE that Defendant and Appellant Gerald
Armstrong desires the preparation of a Reporter's Transcript of
the following proceedings:

1. The evidentiary phase of the hearing on plaintiff's
motion for a preliminary injunction held before the Honorable

REC'D
AUG 05 1992
APPEAL TRANSCRIPTS

COPY

1 Ronald M. Sohigian, Department 88, on May 26, 1992.

2 2. The oral argument phase of the hearing on plaintiff's
3 motion for a preliminary injunction held before the Honorable
4 Ronald M. Sohigian, Department 88, on May 27, 1992 (this
5 transcript has been previously prepared).

6 DATED: July 31, 1992

HUB LAW OFFICES

By: 

FORD GREENE

Attorney for Defendant and
Appellant

GERALD ARMSTRONG

PROOF OF SERVICE

I am employed in the County of Marin, State of California. I am over the age of eighteen years and am not a party to the above entitled action. My business address is 711 Sir Francis Drake Boulevard, San Anselmo, California. I served the following documents: NOTICE TO PREPARE REPORTER'S TRANSCRIPT on the following person(s) on the date set forth below, by placing a true copy thereof enclosed in a sealed envelope with postage thereon fully prepaid to be placed in the United States Mail at San Anselmo, California:

Andrew H. Wilson
WILSON, RYAN & CAMPILONGO
235 Montgomery Street, Suite 450
San Francisco, California 94104

Laurie J. Bartilson, Esq.
Bowles & Moxon
6255 Sunset Boulevard,
Suite 2000
Los Angeles, California 90028

Graham E. Berry, Esquire
LEWIS, D'AMATO, BRISBOIS & BISGAARD
221 North Figueroa Street. Suite 1200
Los Angeles, California 90012

GAIL PARRIS
1675 Kaweah Drive
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PAUL MORANTZ, ESQ.
P.O. Box 511
Pacific Palisades, CA 90272

COURT OF APPEAL OF CALIFORNIA
Second Appellate District
300 South Spring St., Fl. 2
North Tower
Los Angeles, California 90013

[X] (By Mail) I caused such envelope with postage thereon fully prepaid to be placed in the United States Mail at San Anselmo, California.

[X] (State) I declare under penalty of perjury under the laws of the State of California that the above is true and correct.

X²⁹
DATED: July 29, 1992



SEP 24 1992

N/A 7-30-92

(5.1)

HUB LAW OFFICES

SUPERIOR COURT OF CALIFORNIA, COUNTY OF LOS ANGELES

NAME AND ADDRESS OF SENDER

TELEPHONE NO
(213) 974-5237

FOR COURT USE ONLY

JAMES H. DEMPSEY

County Clerk/Executive Officer of the Superior Court
111 North Hill Street, Room 111, APPEAL/TRANSCRIPT UNIT
Los Angeles, California 90012

ORIGINAL FILED

SEP 18 1992

LOS ANGELES
SUPERIOR COURT

PLAINTIFF: CHURCH OF SCIENTOLOGY INTERNATIONAL,

DEFENDANT: GERALD ARMSTRONG;

CASE NUMBER

NOTICE TO REPORTERS/MONITORS TO PREPARE TRANSCRIPT ON APPEAL

BC 52395

On 8-5-92, Appellant/Cross Appellant/Respondent filed a Request for Reporter's Transcript, pursuant to Rule 4 (a), Rules of Court, in connection with the pending appeal to the Court of Appeal, a copy of which is attached for your information.

The proceedings requested to be transcribed are as follows:

Date of Hearing	Department Where Heard	Name of reporter/monitor
<u>5-26-92</u>	<u>88</u>	<u>J. CRUISE (E.R.M.)</u>
<u>5-27-92</u>	<u>88</u>	<u>J. CRUISE (E.R.M.)</u>

Copy of this notice, with attachment, transmitted to the above-named reporter(s)/monitor(s) on this date by delivery thereof to the Court Reporter's Assignment Office, Room 216 and/or the Electronic Recording Monitor's Office, Room 226A of the Courthouse at 111 North Hill Street, Los Angeles, CA 90012.

Received By

Dated

JAMES H. DEMPSEY

County Clerk/Executive Officer of the Superior Court
of California, County of Los Angeles.Dated: SEPTEMBER 18, 19 92By M. L. Moreno, Deputy

M. L. MORENO